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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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AUG 17 2016
SC Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

R. Keith Kelly, Circuit Court Judge

Case No. 2014-CP-42-01622

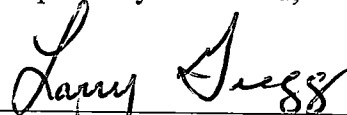
Spartanburg Buddhist Center of South Carolina, Inc., Respondent,
v.
Ron Ork and Luke Dong, Appellants.

MOTION FOR COSTS AND ATTORNEY FEES TO BE TAXED
UNDER RULE 222, SCACR, AGAINST RESPONDENT,
SPARTANBURG BUDDHIST CENTER OF SOUTH CAROLINA, INC.

The undersigned respectfully moves for a determination by this Court that the costs and attorney fees shown on the attached Itemization of Costs (Form 17) be taxed against Respondent, Spartanburg Buddhist Center of South Carolina, Inc., pursuant to Rule 222, SCACR. This Court ruled in the Appellants' favor and reversed the rulings of the lower Court; therefore, Appellants believe that they are entitled to such award. Furthermore, this Court reversed the \$3,500 award for attorney's fees given by the circuit court to the Respondents; however, there is no explicit instruction requiring Respondent to reimburse the Appellants for the \$3,500 expense that was paid by the Appellants to the Respondent's law firm on April 20, 2015 pursuant to the mandate and April 20th, 2015 deadline set by the circuit court in the aforementioned Order. Therefore, the undersigned

respectfully requests that the \$3,500 expense also be taxed against the Respondent as shown on the attached Form 17.

Respectfully Submitted,



Thomas A. Belenchia, SC Bar No: 2371
Larry E. Gregg, II, SC Bar No: 101215
A BUSINESS LAW FIRM, LLC
Post Office Box 3421
Spartanburg, South Carolina 29304
(864) 699-9801
Attorneys for Appellants

August 16, 2016

**FORM 17
ITEMIZED STATEMENT OF COSTS**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Spartanburg Buddhist Center of South Carolina, Inc.)	
)	
Respondent)	Appellate Case No.:
v.)	2015-000366
Ron Ork and Luke Dong,)	
)	
Appellants)	


The Appellate Court is requested to tax the following costs against:

Spartanburg Buddhist Center of South Carolina, Inc.
(Name of Party)

COSTS TAXABLE UNDER RULE 222, SCACR	NO. OF PAGES	RATE	REQUESTED	ALLOWED (For Court Use Only)
Cost of Printing or Copying Final Brief	27 pages	\$0.00/page	\$0.00	
Cost of Printing or Copying Final Reply Brief	13 pages	\$0.00/page	\$0.00	
Cost of Printing or Copying Record on Appeal	297 total pages	\$0.757/page	\$224.82	
Filing Fee Paid Under Rule 203(d), SCACR			\$100.00	
Cost of Court Reporter's Transcript	99 total pages	\$3.25/page	\$321.75	
Attorney's Fee Provided By Rule 222(b), SCACR			\$1,000.00	
Other (specify and explain): Reimbursement for the Attorney's fees expense incurred by Appellant on April 20, 2015 when a check in the amount of \$3,500 was given to			\$3,500.00	

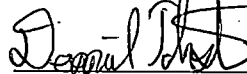
the law firm representing Respondents pursuant to the mandate and April 20 th , 2015 deadline set by the circuit court in an Order that this Court of Appeals subsequently reversed.				
Other (specify and explain): Filing Fee – Motion to Expedite			\$25.00	
Other (specify and explain): Filing Fee – Writ of Supersedeas			\$25.00	
Other (specify and explain): Filing Fee – Motion for Costs			\$25.00	
		TOTAL	\$5,221.57	

I, Larry E. Gregg, II, do swear or affirm that the foregoing costs are correct and were necessarily incurred in this action. A copy of this statement was (mailed to/served upon) opposing counsel.


 Larry E. Gregg, II, SC Bar No: 101215
 A BUSINESS LAW FIRM, LLC
 Post Office Box 3421
 Spartanburg, South Carolina 29304
 (864) 699-9801
 Attorney for Appellants

August 16, 2016

Subscribed and sworn to before me this
16th day of August, 2016:



Notary Public for the State of South Carolina

My Commission Expires: April 21, 2025

(Seal)

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY

Court of Common Pleas

R. Keith Kelly, Circuit Court Judge

Appellate Case No. 2015-000366

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AUG 17 2016
SC Court of Appeals

Spartanburg Buddhist Center of South Carolina, Inc.,

Respondent,

v.

Ron Ork and Luke Dong,

Appellants.

Ron Ork and Luke Dong,

Third Party Plaintiffs,

v.

Chivin Sun, Robert Pek, Sakhan Sok, Sambo Khieav,
Sophay Pres, and Tommy Ong,

Third Party Defendants.

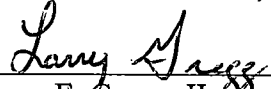
PROOF OF SERVICE

I, the undersigned attorney for the Appellants do hereby certify that I have served the Clerk of Court for the South Carolina Court of Appeals and all counsel in this action with a copy of the Appellants' Motion for Costs pursuant to SCACR, Rule 222, and a Proof of Service by mailing a copy of the same by United States Mail, postage prepaid, to the following addresses:

- a. Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211
- b. Talley Law Firm
Attn: Scott F. Talley, Esquire
134 Oakland Avenue
Spartanburg, SC 29302

c. Talley Law Firm
Attn: Shannon M. Phillips, Esquire
134 Oakland Avenue
Spartanburg, SC 29302

A Business Law Firm, LLC,



Larry E. Gregg, II
P. O. Box 3421
Spartanburg, SC 29304
(864) 699 - 9801

August 16, 2016

THOMAS A. BELENCHIA
TAB@ABIZLAW.COM
LICENSED IN NC & SC



LARRY E. GREGG II
LEG@ABIZLAW.COM
LICENSED IN SC

Attorneys and Counselors at Law

August 16, 2016

Via First Class US Mail

The Honorable Jenny Abbott Kitchings
SC Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RECEIVED
AUG 17 2016
SC Court of Appeals

Re Spartanburg Buddhist Center of South Carolina, Inc. vs Ron Ork
Appellate Case No.: 2015-000366

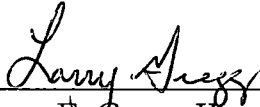
Dear Ms. Kitchings:

Please find enclosed the following:

- i. An original and seven (7) copies of a Motion for Costs and Attorney Fees to be Assessed Under Rule 222, SCACR;
- ii. An original and seven (7) copies of the Certificate of Service;
- iii. A Business Law Firm's check in the amount of \$25.00 for the filing fee; and
- iv. A stamped, self-addressed envelope.

Please file the above motion and return to me a clocked copy for my records via the enclosed stamped, self-addressed envelope. By copy of this letter, as indicated by the attached Proof of Service, I am serving a copy of the attached upon the attorneys for the Respondent's counsel. Please contact me if you have any questions or need additional information.

Respectfully,
A BUSINESS LAW FIRM, LLC


Larry E. Gregg, II

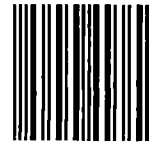
(Enclosures)

Cc: Scott F. Talley, Esquire
Shannon M. Phillips, Esquire

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FROM: (PLEASE PRINT) PHONE ()

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1989 S. PINE ST
SPARTANBURG, SC 29302

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Time Accepted 4:30 <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	10:30 AM Delivery Fee \$	Return Receipt Fee \$
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LABEL 11-B, SEPTEMBER 2015

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